



ENTERED
05/06/2010

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

IN RE: § Case No. 05-48048-H5-7

Randolph & Ruby Siebe

Debtor §

ORDER DENYING APPLICATION FOR PAYMENT OF UNCLAIMED FUNDS

The Application for Payment of Unclaimed Funds (Docket No. 61) is denied for the following reason(s):

1. X Applicant's signature is not notarized.
2. X Amount being requested is not the amount deposited on behalf of the original claimant.
3. _____ Application was not served on U.S. Attorney and U.S. Trustee.
4. _____ Proposed Order not filed by applicant.
5. X Sufficient documentation not provided to allow the Court to determine claimant's entitlement to the unclaimed funds.
6. X Other: No funds have been deposited by Trustee

Signed MAY 06 2010.



United States Bankruptcy Judge

United States Bankruptcy Court
Southern District of Texas
FILED

APR 29 2010

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS

David J. Bradley, Clerk of Court

In Re:

Randolph Ellen Siebe

Ruby Scott Siebe Debtor(s).

§
§
§
§Case No. 05-48048Application for Payment of Unclaimed Funds
and Certificate of Service

1. I am making application to receive \$ 4,189.51, which was deposited as unclaimed funds on behalf of Hudson + Kuysc, LLC
(name of original creditor/debtor).

2. Applicant is entitled to receive the requested funds, has made sufficient inquiry and has no knowledge that any other party may be entitled to, and is not aware of any dispute regarding the funds at issued based upon the following (check the statement(s) that apply):

- ☒ a. Applicant is the creditor/debtor named in paragraph 1, and the owner of the funds appearing on the records of this Court, as evidenced by the attached documents.
- ☐ b. Applicant is the attorney in fact for the creditor/debtor named in paragraph 1, with authority to receive such funds, or who is authorized by the attached original Power of Attorney to file this application on behalf of the creditor/debtor.
- ☐ c. Applicant is the assignee or successor-in-interest of the creditor/debtor named in paragraph 1, or the representative of the assignee or successor-in-interest, as evidenced by the attached documents establishing chain of ownership and/or assignment.
- ☒ d. Applicant is a duly authorized corporate officer (if a corporation) or a general partner (if a partnership) and a representative of the creditor/debtor named in paragraph 1.
- ☐ e. Applicant is the representative of the estate of the deceased creditor/debtor named in paragraph 1, as evidenced by the attached certified copies of death certificate and other appropriate probate documents substantiating applicant's right to act on behalf of the decedent's estate.
- ☐ f. None of the above apply. As evidenced by the attached documents, applicant is entitled to these unclaimed funds because:

3. I understand that pursuant to 18 U.S.C. § 152, I could be fined no more than \$5,000, or imprisoned not more than five years, or both, if I have knowingly and fraudulently made any false statements in this document or accompanying supporting documents. I further understand that any indications of fraud detected by the Court will be turned over to the U.S. Attorney for possible prosecution.
4. I declare under penalty of perjury under the laws of the United States of America that the foregoing statements and information are true and correct.

Dated: April 26, 2010

Applicant's Signature

Applicant's Name

Address

Phone:

Jeffrey S. Berenholz, Esq.
382 Blackhawk Road
Painesville, OH 44077
(800) 454-1660

Subscribed and sworn before me this 26th day of April, 2010.

Notary Public

State of Ohio

My commission expires March 20, 2012

Attachments: 1. Order for Payment
2. Order for Deposit of Funds
3. _____
4. _____

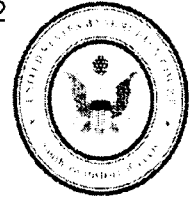
Certificate of Service

I certify that on April 26, 2010 (date), a true and correct copy of this application for payment of unclaimed funds was served by first class United States Mail on the following:

U.S. Attorney
P.O. Box 61129
Houston, TX 77208

U.S. Trustee
515 Rusk Ave., Ste. 3516
Houston, TX 77002

Other: _____



ENTERED
04/23/2010

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:	§	Case No. 05-48048-H5-7
	§	
RUBY & RANDOLPH SIEBE	§	Chapter 7
Debtor(s).	§	

ORDER FOR DEPOSIT OF FUNDS

Upon the Application of the Trustee to Pay Unclaimed Funds into the Registry of the Court under 11 U.S.C. § 347, the Trustee is directed to deposit into the registry those unclaimed funds reflected on the attachment to this order.

This order is signed for the Court by the Clerk under authority of 28 U.S.C. § 956 and General Order 2000-3.

Dated: April 23, 2010

By: Kristy Cone
Deputy Clerk

APPROVED AND REQUESTED
FOR ENTRY:

By: /s/ Ronald J. Sommers
Ronald J. Sommers, Trustee
Texas Bar No. 18842500
2800 Post Oak Blvd., 61st Floor
Houston, Texas 77056-5705
(713) 960-0303--Phone
(713) 892-4800--Fax

EXHIBIT "A"

Please check one:

☐ Small Dividends☒ Unclaimed Dividends

Name & Address	Claim No.	Amount
HUDSON & KEYSE 382 BLACKBOOK ROAD PAINESVILLE, OH 44077	1	3,211.60
HUDSON & KEYSE 382 BLACKBROOK ROAD PAINESVILLE, OH 44077	2	4,189.51
TOTAL:		\$7,401.11

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS

In Re:

Ruby + Randolph Siebe

Debtor(s).

§
§
§
§
§

Case No. 05-48048

Order for Payment of Unclaimed Funds

Upon the application of Hudson + Kuysc, LLC,
seeking payment of \$ 4,189.51 representing funds previously unclaimed by

Hudson + Kuysc, LLC

a creditor or debtor in the above-entitled case, and it appearing from the application and
supporting documentation that Hudson + Kuysc, LLC is entitled to
the unclaimed funds, it is

Ordered that the Clerk pay \$ 4,189.51 to:

Hudson + Kuysc, LLC
382 Blackbrook Road
Parkville, OH 44077

Signed this ____ day of _____.

United States Bankruptcy Judge

05-48048-H5-7
Reviewed by: ag
Date: 04/30/2010

Yes No

- ☒ ☐ 1. Applicant Hudson & Keyse LLC is the original claimant.
- ☐ ☒ 2. Applicant's signature is notarized.
- ☐ ☒ 3. Amount being requested is identical to the amount on deposit on behalf of original claimant (if no, explain) **Funds have not been deposited by Trustee.**
- ☒ ☐ 4. Certificate of Service on U.S. Attorney and U.S. Trustee.
- ☒ ☐ 5. Proposed Order for Payment of Unclaimed Funds.

Individual Claimant (without representation):

- ☐ ☐ a. Current photo identification issued by a government agency (copy of current driver's license or passport for each claimant).
- ☐ ☐ b. Include legible copies of supporting documents establishing the address of record at time of the other utility bill.
- ☐ ☐ c. If claiming on behalf of a deceased party, please include a copy of:
- ☐ ☐ 1. A death certificate;
- ☐ ☐ 2. Appropriate probate documents which substantiate applicants right to act on behalf of decedent's estate.

Active Corporation:

- ☐ ☒ a. Current franchise tax corporate status in state of incorporation;
- ☐ ☒ b. A current list of officers and directors;
- ☐ ☒ c. Copy of Articles of Incorporation, Article of Merger or Successor Corporation, etc.;
- ☐ ☒ d. An imprint of the corporate seal;
- ☐ ☒ e. Business card reflecting claimants' name, officer or representative's name and title attached to company letterhead stationery;
- ☐ ☒ f. A photocopy of representative's identification credentials.

Inactive Corporation:

- ☐ ☐ a. Current franchise tax corporate status in state of incorporation;
- ☐ ☐ b. A final list of officers and directors;
- ☐ ☐ c. Copy of Articles of Incorporation, Articles of Merger or Successor Corporation, etc.;
- ☐ ☐ d. Articles of Dissolution;
- ☐ ☐ e. Date and list of final distribution of assets.

Sole Proprietorship:

- ☐ ☐ a. Documents substantiating the identity of the sole proprietor and the name under which the business was conducted;
- ☐ ☐ b. Documents showing business address at the time of the bankruptcy case (copy of invoice, a sales tax permit, business license).

Partnership:

- ☐ ☐ Written documentation from all partners authorizing the representative to claim the funds on their behalf.

Claimant Represented by Funds Locator:

- ☐ ☐ a. An original power of attorney with notarized signature;
- ☐ ☐ b. Specific claimant entity requirements as previously described.